

**COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF MENTAL HEALTH**

NOTICE OF RIGHTS

To be given to all patients admitted under M.G.L. c. 123, s. 12 (b)

Temporary Involuntary Hospitalization
M.G.L. Chapter 123, Section 12 (b)

You have been admitted to this facility under M.G.L. c. 123, s. 12 (b) for a period of up to three (3) business days. By the end of the third (3rd) business day, if the Superintendent or other head of the facility decides that your release would create a likelihood of serious harm to you or others by reason of your mental illness, he or she may file a petition for your civil commitment to the facility for a period of up to six months. If a petition is filed, the District Court will begin the hearing within five (5) business days, not including Saturday, Sunday or holidays, during which time you will have to remain in the facility.

At your request, we will notify the Committee for Public Counsel Services (CPCS) of your name and location. CPCS will then appoint an attorney to meet with you. Would you like CPCS contacted at this time?

Yes ☐
No ☐

If you say No and change your mind later, CPCS will be contacted at that time.

If you have been admitted to this facility under M.G.L. c. 123, s. 12 (b) and have reason to believe that such admission is the result of an abuse or misuse of the admissions process, you may request, on your own or through counsel, an emergency hearing in the District Court in whose jurisdiction this facility is located. If you wish to file such a request, the facility will provide you with the appropriate form.

I have received and read this Notice:

Name

Date

Staff witness signature

Date

**COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF MENTAL HEALTH**

NOTICE OF RIGHTS

(Parent of a Minor or Guardian With Authority to Admit)

Conditional Voluntary Hospitalization
M.G.L. Chapter 123, Sections 10 & 11

You have the right to consult with an attorney or paralegal concerning the legal effect of conditional voluntary hospitalization before you sign an Application For Care And Treatment On A Conditional Voluntary Basis for your ward. You may consult your own attorney. Alternatively, you may consult with someone at the

_____ by calling _____
local legal assistance office phone number
during regular working hours, or you may consult with the facility's Human Rights Officer by calling extension _____ during regular working hours.

Once you apply for conditional voluntary hospitalization for your ward and your application has been accepted by the facility, you must sign a three-day notice if you decide to withdraw your ward from the facility. You can request help with this notice from facility staff. This facility may not allow you to withdraw your ward from the facility until three days (excluding Saturday, Sunday and holidays) after you sign and submit the notice.

During the three days after you submit your notice, the facility may decide that your ward's release would create a likelihood of serious harm to your ward or to others by reason of mental illness. If so, the Superintendent or other head of the facility may file a petition for your ward's civil commitment to the facility for a period of up to six months. If a petition is filed, the District Court will begin the hearing within five (5) business days, not including Saturday, Sunday and holidays. Your ward will have to remain in the facility until the hearing is completed unless the facility decides to discharge your ward before the hearing is completed. Your ward will be represented by an attorney at the hearing.

However, if a civil commitment petition is not filed, your ward will be discharged no later than the end of the third day after you file your three-day notice (excluding Saturday, Sunday and holidays).